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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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RUSH INDUSTRIES, INC.,

Plaintiff,

-against-

L'OREAL USA, INC. And
LABORATOIRE GARNIER & CIE,

Defendants.
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MEMORANDUM AND ORDER

CV 07-35

(Wexler, J.)

APPEARANCES:

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Attorneys for Plaintiff

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Attorneys for Defendant

WEXLER, District Judge

Presently before the court is a letter motion seeking consolidation of this action with an action assigned docket number 05-4910. At this time, the motion to consolidate is denied. The parties are referred to a Memorandum and Order filed this date in case number 05-4910 for the court's direction as to proceeding in this matter.

SO ORDERED



LEONARD D. WEXLER
UNITED STATES DISTRICT JUDGE

Dated: Central Islip, New York
January 26, 2007